

INFORMATION SHEET

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Saint Paul District
FILE NUMBER: MVP-2007-226-WMS
PROJECT MANAGER: Bill Sande

PROJECT REVIEW/DETERMINATION COMPLETED: In the office? Y ☒ N ☐ Date:1/16/2007
At the project site? Y ☐ N ☒ Date:

PROJECT LOCATION INFORMATION:

State: WI
County: Sawyer
Center coordinates of site by latitude & longitude: 45.8202074060329, -91.0214453504469,
Approximate size of site/property (including uplands) in acres:2.4
Name of waterway or watershed: Upper Chippewa

Type of Aquatic Resource1:	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Ft	Unknown
Lake									
River									
Stream									
Mudflat									
Sandflat									
Wetlands		X							
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (identify type)									

1Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors1	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?				X	
Is or would be used as habitat by other migratory birds that cross state lines?				X	
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?				X	

1Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary ☐ Or Approved: ☒

FILE NUMBER: MVP-2007-226-WMS

ADDITIONAL INFORMATION SUPPORTING njd (e.g., paragraph 1 site conditions; paragraphs 2-3 rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 site information on waters of the U.S. occurring onsite): A wetland delineation report submitted for review and concurrence identified three wetlands totaling approximately 1.5 acre in size. Based on a review of the Sawyer County Soil Survey, USGS topographic maps, and Wisconsin Wetland Inventory Map, as well as a site visit, it appears the subject wetlands are located within depressions in the landscape with no surface water tributary connection to waters of the United States. Additionally, no connections to interstate commerce were identified. Therefore, these wetlands are isolated and not subject to Corps of Engineers jurisdiction.